

UNITED STATES DISTRICT COURT
THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

IN RE: DAVOL, INC./C.R. BARD,
INC., POLYPROPYLENE HERNIA
MESH PRODUCTS LIABILITY
LITIGATION

Case No. 2:18-md-2846

Judge Edmund A. Sargus, Jr.
Magistrate Judge Kimberly A. Jolson

This document relates to:

Garstka v. Davol, Inc., et al.

Case No. 2:21-cv-3214

ORDER

This matter is before the Court on Plaintiff's unopposed Motion to Substitute Party. (ECF No. 6.) Rule 25 provides that, “[i]f a party dies and the claim is not extinguished, the court may order substitution of the proper party.” Fed. R. Civ. P. 25(a)(1). “A motion for substitution may be made by any party or by the decedent’s successor or representative.” *Id.*

Following Plaintiff’s death, Richard Garstka was appointed the personal representative of Plaintiff’s estate. (ECF No. 6.) Plaintiff now moves for the substitution of Richard Garstka, as Personal Representative of the Estate of JoAnn Garstka, as the proper plaintiff. (*Id.*) Plaintiff’s unopposed Motion to Substitute is **GRANTED**. The Clerk is directed to substitute Richard Garstka, as Personal Representative of the Estate of JoAnn Garstka, as Plaintiff in place of JoAnn Garstka.

IT IS SO ORDERED.

4/24/2024
DATE

s/Edmund A. Sargus, Jr.
EDMUND A. SARGUS, JR.
UNITED STATES DISTRICT JUDGE